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AO 120 (Rev. 3/04) REPORT ON THE Mail Stop 8 Mail Stop 8 MAR 1 9 2009 REPORT ON THE
Director of the U.S. Patent and Trademark Office FILING OR DETERMINATION OF AN TO: ACTION REGARDING A PATENT OR P.O. Box 1450 U.S. PATENT & TRADEMARK OFFICE Alexandria, VA 22313-1450 TRADEMARK In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been Massachusetts A Patents or G Trademarks: filed in the U.S. District Court \_ on the following DOCKET NO. DATE FILED U.S. DISTRICT COURT Massachusetts PLAINTIFF DEFENDANT AsymmetRx, Inc. and President And Fellows of Harvard Dako Denmark A/S and Dako North America, Inc. College PATENT OR DATE OF PATENT HOLDER OF PATENT OR TRADEMARK TRADEMARK NO. OR TRADEMARK 1 US 6,946,256 9/20/2005 President And Fellows of Harvard College 2 US 7,030,227 4/18/2006 President And Fellows of Harvard College 3 5 In the above—entitled case, the following patent(s)/ trademark(s) have been included: INCLUDED BY DATE INCLUDED G Answer G Cross Bill G Other Pleading G Amendment DATE OF PATENT PATENT OR HOLDER OF PATENT OR TRADEMARK TRADEMARK NO. OR TRADEMARK 1 2 3 5 In the above—entitled case, the following decision has been rendered or judgement issued: DECISION/JUDGEMENT

CLERK (BY) DEPUTY CLERK DATE